

AUG 10 2022

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
DOLORES SHARPE,

Plaintiff,

-against-

COUNTY OF NASSAU, NASSAU COUNTY
POLICE DEPARTMENT, CHARLES VOLPE, in
his individual and official capacities, VICTOR
GLADITZ, in his individual and official capacities
and former Police Commissioner THOMAS DALE,
in his individual and official capacities,

Defendants.

-----X

CV-15-6446 (HG)(AYS)

LAW OFFICES OF
FREDERICK K. BREWINGTON

**OFFER OF JUDGMENT
PURSUANT TO FED. R. CIV. P. 68**

TO: Frederick Brewington, Esq.
Law Offices of Frederick K. Brewington
Attorneys for Plaintiff
556 Peninsula Blvd.
Hempstead, New York, 11550

PLEASE TAKE NOTICE that Defendant County of Nassau, pursuant to Federal Rule of Civil Procedure 68, hereby offers to allow judgment to be entered against it in this action in the amount of six hundred and fifty thousand dollars (\$650,000), inclusive of reasonable attorneys' fees accrued through the date of Plaintiffs' acceptance of this offer, to be paid by the County in full and final resolution of all claims and issues raised in Plaintiffs' complaint and asserted against the Defendants, including but not limited to attorneys' fees and costs.

This offer, and any judgment taken from it, is conditioned upon Plaintiff's acceptance and shall be in full satisfaction of all federal and state law claims and/or rights that Plaintiff may have to damages, and any other form of relief, arising out of the alleged acts or omissions of Defendants, and any employees, agents, either past or present, of the County of Nassau, any

agency or department thereof, in connection with the facts and circumstances that are the subject of this action or which could have been brought in this action.

This offer is made solely for the purposes specified in Federal Rule of Civil Procedure 68 and is not to be construed as an admission of fault or liability on the part of any Defendant, official, employee, or agent of the County of Nassau, any agency or department thereof, nor is it an admission that Plaintiff has suffered any damages.

Acceptance of this Offer of Judgment will act to release and discharge all Defendants in this action; their successors and assigns; and all past and present officials, employees, representatives, and agents of the County of Nassau, including but not limited to Thomas Dale, Charles Volpe and Victor Gladitz, from any and all claims that were or could have been alleged by Plaintiff arising out of the facts and circumstances that are the subject of this action.

Acceptance of this Offer of Judgment will also operate to waive any claim that Plaintiff may have to interest on the amount of any judgment resulting therefrom.

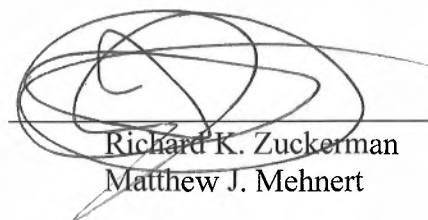
Acceptance of this Offer of Judgment must be made in writing no later than 14 days after the Offer has been made.

Any judgment taken from this Offer of Judgment shall contain and recite the terms and conditions set forth herein.

Dated: Melville, New York
August 9, 2022

Yours, etc.
LAMB & BARNOSKY, LLP

By:



Richard K. Zuckerman
Matthew J. Mehnert

Attorneys for Defendants County of Nassau, Nassau
County Police Department and Thomas Dale
534 Broadhollow Road, Ste. 210
P.O. Box 9034
Melville, New York 11747-9034
(631) 414-5808

cc: SOKOLOFF STERN, LLP
Steven Stern, Esq.
Attorneys for Defendant Charles Volpe
179 Westbury Avenue, 2nd Floor
Carle Place, New York 11514
(516) 334-4500

MONTFORT, HEALY, MCGUIRE & SALLEY, LLP
James Murphy, Esq.
Attorneys for Defendant Victor Gladitz
840 Franklin Avenue
P.O. Box 7677
Garden City, New York 11530
(516) 747-4082

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
DOLORES SHARPE,

CV-15-6446 (HG)(AYS)

Plaintiff,

AFFIDAVIT OF SERVICE

-against-

COUNTY OF NASSAU, NASSAU COUNTY
POLICE DEPARTMENT, CHARLES VOLPE, in
his individual and official capacities, VICTOR
GLADITZ, in his individual and official capacities
and former Police Commissioner THOMAS DALE,
in his individual and official capacities,

Defendants.

-----X
STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

FRANCES LAZZARO, being duly sworn deposes and says:

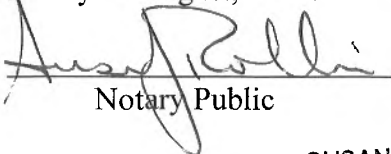
I am not a party to the within action. I am over 18 years of age and reside in West
Babylon, New York.

That on August 9, 2022, I served a copy of the **Offer Of Judgment Pursuant To Fed.
R. Civ. P. 68**, by depositing a true copy of same enclosed in a properly addressed wrapper as
shown below, into the custody of Federal Express for overnight delivery, prior to the latest time
designated by that service for overnight delivery, addressed to:

Frederick Brewington, Esq.
Law Offices of Frederick K. Brewington
Attorneys for Plaintiff
556 Peninsula Blvd.
Hempstead, New York 11550


FRANCES LAZZARO

Sworn to before me this
9th day of August, 2022.


Notary Public

SUSAN J. ROLLINS
Notary Public State of New York
No. 01RO6112024 - Suffolk County
Commission Expires June 28, 2024